

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Derrick Jerome Campbell**
Docket No. **274980**
L.C. No. **92-027461-FH**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal and motion to remand are DISMISSED for lack of jurisdiction because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). MCR 6.502(G)(2) has not been satisfied because defendant does not even allege that he was exercising due diligence to obtain an affidavit from Jimmy Colsey, who has 7 felony convictions spanning more than 20 years, prior to the 1998 decision on his first motion for relief from judgment.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 11 2007

Date

Sandra Schultz Mengel
Chief Clerk